

**COMMISSION DIRECTIVE**

ADMINISTRATIVE MATTERS	<input type="checkbox"/>	DATE	<u><b>May 30, 2007</b></u>
MOTOR CARRIER MATTERS	<input type="checkbox"/>	DOCKET NO.	<u><b>2007-125-C</b></u>
UTILITIES MATTERS	<input checked="" type="checkbox"/>		<u></u>

**SUBJECT:**

DOCKET NO. 2007-125-C - Petition Requesting That Time Warner Provide Service in York County, South Carolina – Discuss with the Commission a Request to Dismiss the Complaints for Failure to State Facts Sufficient to Constitute a Cause of Action Filed by Margaret M. Fox, Esquire, on Behalf of Rock Hill Telephone Company d/b/a Comporium. In addition, Time Warner Cable Information Services (South Carolina), LLC has filed their Answer and Requests to Dismiss the Complaints.

**COMMISSION ACTION:**

Mr. Chairman, Mr. Acosta and Mr. Rieser have requested that Time Warner Cable Information Services (TWCIS) provide telecommunications and television cable service in York County, South Carolina. Comporium currently provides both telecommunications services and television cable in York County. Both Comporium and Time Warner Cable Information Services have asked the Commission to dismiss this complaint. TWCIS states that it has no facilities in the Comporium service area and has no current plans to offer service in this area. Also, TWCIS states that it is not obligated under federal or state law to provide telephone services in this area. Comporium states that neither it nor the Commission has authority to compel a provider to enter a particular market and that the Commission has no authority concerning television cable service. Mr. Chairman, given that Time Warner Cable Information Services has no plans to provide service in the Rock Hill area and the Commission's lack of jurisdiction concerning television cable service, I move that the Commission grant the Motions to Dismiss filed by Rock Hill Telephone Company d/b/a Comporium and Time Warner Cable Information Services.

PRESIDING	<u>Hamilton</u>				Session:	Regular
	MOTION	YES	NO	OTHER	Time of Session	<u>2:30 PM</u>
CLYBURN	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		APPROVED	<u></u>
FLEMING	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Absent	APPROVED STC 30 DAYS	<u></u>
HAMILTON	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		ACCEPTED FOR FILING	<u></u>
HOWARD	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		DENIED	<u></u>
MITCHELL	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		AMENDED	<u></u>
MOSELEY	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		TRANSFERRED	<u></u>
WRIGHT	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		SUSPENDED	<u></u>
					CANCELED	<u></u>
					SET FOR HEARING	<u></u>
					ADVISED	<u></u>
					CARRIED OVER	<u></u>
					RECORDED BY	<u>SCHMIEDING</u>